

AUG 13 1940

HARVEY H. SMITH, CROPLEY
CLERK**Supreme Court of the United States**

October Term, 1940

No. 333**Brief for Petitioners**

— on —

PETITION FOR WRIT OF CERTIORARI**CENTRAL CO., Defendant**

J. W. KOHN, M. S. KOHN and J. W. KOHN,
 Administrator of the Estate of CARRIE KOHN,

*Petitioners**vs*

THE HONORABLE MAC SWINFORD,
 Judge of the United States District Court for the
 Eastern District of Kentucky, and the
 HONORABLE XEN HICKS, Presiding Judge of the
 Circuit Court of Appeals in and for the Sixth
 Circuit, and the respective Courts:

*Respondents**In the case of:*

J. W. KOHN, et al, vs J. W. MARTIN, et al.

Issues examined and Brief and Record presented by:
 GEORGE E. WHITMAN, Attorney appearing for
 undisclosed assignors, not parties and
 Central Distributing Co., Inc.

I respectfully move an allowance of this brief and
 record as a part of the action as above styled.

HARVEY H. SMITH,

Attorney for Petitioners,
 Covington, Ky., and
 Cincinnati, Ohio.

(That portion of this brief which refers to the Exhibits present
 the important files of the United States Circuit Court of Appeals
 for the Sixth Circuit)—All quotations in substance.

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